

**Knobbe Martens Olson & Bear LLP***Intellectual Property Law*

2040 Main Street  
Fourteenth Floor  
Irvine, CA 92614  
Tel 949-760-0404  
Fax 949-760-9502  
www.kmob.com

**Facsimile Transmittal Sheet**

ORIGINAL Will NOT FOLLOW

**RECEIVED  
CENTRAL FAX CENTER****MAY 27 2005****Confidentiality Notice:**

The documents accompanying this facsimile transmission contain confidential information which may be legally privileged. The information is intended only for the use of the recipient named below. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original documents to us; and any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited.

TO: Eric F. Winakur  
USPTO FACSIMILE No.: (703) 872-9306  
USPTO REFERENCE: Applicants: Mohamed K. Diab et al.  
Serial No.: 10/062,859  
Filed: January 30, 2002  
Title: SIGNAL PROCESSING APPARATUS  
ATTORNEY: John M. Grover  
PHONE NO.: (949) 721-2946  
ATTORNEY DOCKET NO.: MASIMO.7CP1C9  
TOTAL PAGES: 3 (INCLUDING COVER SHEET)  
OPERATOR: Lisa Sierra  
DATE: May 27, 2005

IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.

Facsimile Operator Phone Number: (949) 760-0404

Direct Line to Machine: (949) 760-9502

MESSAGE: ***Attached for filing in the above-referenced application are:***

■ TRANSMITTAL LETTER IN 1 PAGE

■ NOTICE OF EXPRESS ABANDONMENT IN 1  
PAGE1730844  
052605San Diego  
619-235-8550San Francisco  
415-954-4114Los Angeles  
310-551-3450Riverside  
951-781-9231San Luis Obispo  
805-547-5580

Docket No.: MASIMO.7CP1C9

May 27, 2005  
Page 1 of 1**Please Direct All Correspondence to Customer Number 20995****TRANSMITTAL LETTER**

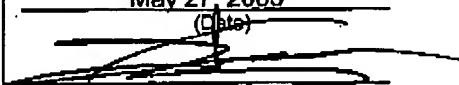
Applicants : Mohamed K. Diab et al.  
App. No : 10/062,859  
Filed : January 30, 2002  
For : SIGNAL PROCESSING APPARATUS  
Examiner : Eric F. Winakur  
GAU : 3736

**CERTIFICATE OF FAX TRANSMISSION  
PTO CENTRALIZED FAX**

I hereby certify that this correspondence  
and all marked attachments are being  
transmitted via facsimile to the USPTO  
centralized Fax No. (703) 872-9308 on the  
date shown below:

May 27, 2005

(Date)

  
John M. Grover, Reg. No. 42,610

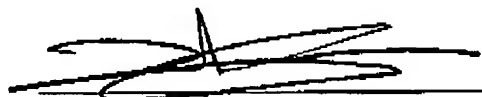
**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

(X) a Notice of Express Abandonment.

The Commissioner is hereby authorized to charge any additional fees which may be  
required, or credit any overpayment, to Account No. 11-1410.

  
John M. Grover  
Registration No. 42,610  
Attorney of Record  
Customer No. 20,995  
(949) 760-04041730835  
052605

Docket No.: MASIMO.7CP1C9

Customer No. 20,995

**EXPRESS ABANDONMENT UNDER 37 C.F.R. § 1.138**

Applicants : Mohamed K. Diab et al.  
App. No : 10/062,859  
Filed : January 30, 2002  
For : SIGNAL PROCESSING  
APPARATUS  
Examiner : Eric F. Winakur  
GAU : 3736

**CERTIFICATE OF FAX TRANSMISSION  
PTO CENTRALIZED FAX**

I hereby certify that this correspondence  
and all marked attachments are being  
transmitted via facsimile to the USPTO  
centralized Fax No. (703) 872-9306 on the  
date shown below:

May 27, 2005

(Date)

John M. Grover, Reg. No. 42,610

**Mail Stop Express Abandonment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED  
CENTRAL FAX CENTER****MAY 27 2005**

Dear Sir:

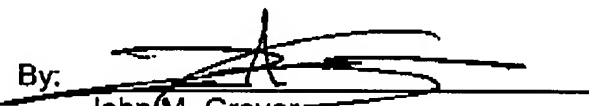
Applicants request that the above-identified application be expressly abandoned  
as of the filing date of this paper.

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: May 27, 2005

By:

  
John M. Grover  
Registration No. 42,610  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

1730825  
052605